

THE HONORABLE TANA LIN

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

GERBER GIRON,

Plaintiff,

v.

E&E FOODS AND F/V BEAGLE, LLC, IN
PERSONAM; M/V CAPE GRIEG, OFFICIAL
NO. 654947, HER ENGINES, MACHINERY,
APPURTENANCES AND CARGO, IN REM,

Defendants.

Case No. 2:21-cv-00273-TL

**STIPULATED MOTION AND
ORDER FOR DISMISSAL OF
INJURY CLAIM(S) WITH
PREJUDICE and DISMISSAL OF
FLSA CLAIMS WITHOUT
PREJUDICE**

COME NOW the parties in this matter submit their stipulated motion for dismissal with prejudice relating to the plaintiff's alleged injury claim(s) in this matter. The parties have settled the plaintiff's injury claim(s) and now request that the injury claim portion of this case be dismissed with prejudice and without costs to the parties.

Plaintiff's FLSA claims are now being litigated in Gutierrez, et al. v. E&E Foods, Case No.: 2:21-cv-00682-RSM, and are dismissed herein without prejudice.

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1. Respectfully submitted on 14th day of December, 2021.

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ORDER

The Court having reviewed the parties' stipulated motion for dismissal with prejudice relating to the plaintiff's alleged injury claim(s), being advised that the injury claim(s) have settled in this matter, and being advised of the status of the FLSA claims, it is,

ORDERED that the injury claim portion of the matter is dismissed with prejudice and without costs to the parties; and

ORDERED that the FLSA claims are dismissed without prejudice.

Done this 17th day of December, 2021.



Tana Lin
United States District Judge